IN THE HIGH COURT OF JUDICATURE AT PATNA
CR.MISC. NO.32477 OF 2008

1. **BAIJNATH RAI**
   S/O CHANDAR RAI
2. **JAGARNATH RAI @ JAGANATH RAI**
   S/O CHANDAR RAI
   BOTH ARE RESIDENTS OF VILLAGE CHANDRALAYA,
   P.S. SADAR HAJIPUR, DIST.- VAISHALI

VERSUS

STATE OF BIHAR

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2. **30.09.2008** Heard learned counsel for the petitioner and the State.

Petitioners are an accused in a case registered for the offences under Sections 147, 148, 352, 504, 354 of the Indian Penal Code and Under Section 5/6 of the Essential Services Maintenance Act 1981..

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It is submitted that petitioners are alleged to be the members of Mob for illegally blocking the road. However, the specific allegation is against the Mukhia who arranged the blockade and did not cooperate with the police party. It is further submitted that there is no specific allegation against these petitioners, however, their names have been mentioned in the First Information Report.

Learned counsel for the State submits that petitioners are only members of Mob.

Having considered the submissions as noted

above, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioners, namely, Baijnath Rai and Jagarnath Rai be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Vaishali at Hajipur in connection with Hajipur Sadar P.S. Case No. 422 of 2007 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

Jagdish/- **(Shailesh Kumar Sinha,J)**

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